

1503.66084

BEST AVAILABLE COPY

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

PATENT APPLICATION

In re U.S. Application of:

Applicant(s): Takeo Oita

Serial No.: 10/041,011

Conf. No.: 2591

Filed: January 7, 2002

For: SYNCHRONOUS SIGNAL  
GENERATOR USING A  
CRYSTAL OSCILLATOR  
AND FILTER (as amended)

Art Unit: 2817

Examiner: Shingelton, M.

I hereby certify that this paper is being deposited with the United States Postal Service as FIRST-CLASS mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on this date.

July 23, 2003  
Date

Attorney for Applicant(s)  
Registration No. 47,954

AMENDMENT TRANSMITTAL

Dear Sir:

Transmitted herewith is a communication regarding the above-identified application.

Fee Calculation For Claims As Amended

	As Amended		Previously Paid For		Present Extra	Rate		Additional Fee
Total Claims	12	-	20	=	0	x \$18.00	=	\$ -0-
Independent Claims	4	-	4	=	0	x \$84.00	=	\$ -0-
for Multiple Dependent Claims						\$280.00	=	\$ -0-
Total Additional Fee								\$
Small Entity Fee (reduced by half)								\$

(X) Amendment A.

( ) A check in the amount of \$\_\_\_\_\_ is attached.

( ) Petition for Extension of Time (in duplicate), with check in the amount of \$\_\_\_\_\_.

( ) Letter to Draftsperson, with \_\_\_\_\_ sheets of marked-up drawings.

( ) Charge \$\_\_\_\_\_ to Deposit Account No. 07-2069.

(X) If a Petition under 37 C.F.R. §1.136(a) for an extension of time for response is required to make the attached response timely and does not separately accompany this transmittal, Applicant(s) hereby petition(s) under 37 C.F.R. §1.136(a) for an extension of time for response in the above-identified application for the period required to make the attached response timely.

(X) The Commissioner is hereby authorized to charge any additional fees which may be required to this application under 37 C.F.R. §§1.16-1.17, or credit any overpayment, to Deposit Account No. 07-2069. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

300 South Wacker Drive -Suite 2500  
Chicago, Illinois 60606  
Telephone: (312) 360-0080  
Facsimile: (312) 360-9315

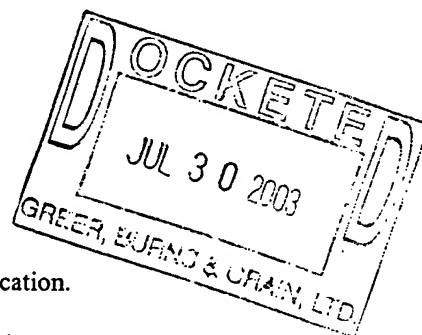
By: \_\_\_\_\_

Customer Number 24978

K:\1503\66084\Amd ATransmittal.DOC

GREER, BURNS &amp; CRAIN, LTD.

Josh C. Snider  
Registration No. 47,954





1903.66084

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Takeo Oita  
Serial No.: 10/041,011  
Conf. No.: 2591  
Filed: 1/7/2002  
For: SYNCHRONOUS SIGNAL  
GENERATOR  
Art Unit: 2817  
Examiner: Shingleton, Michael B.

*I hereby certify that this paper is being deposited with the United States Postal Service as FIRST-CLASS mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on this date.*

125.604 RJB  
Date Registration No. 29,367  
Attorney for Applicant(s)

**SUBMISSION OF REPLACEMENT COPY OF AMENDMENT A  
FILED JULY 23, 2003 PURSUANT TO 37 C.F.R. § 1.8(b) AND M.P.E.P. § 512**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

On June 29, 2004, applicants' representative was notified by Examiner Shingleton that applicants' July 23, 2003 Amendment A, filed in response to the nonfinal office action mailed April 23, 2003 could not be located by the PTO.

A true copy of applicants' Amendment A originally filed with the PTO on July 23, 2003 is attached to this submission. Amendment A was mailed with a certificate of service pursuant to 37 C.F.R. § 1.8, showing that it was mailed to the PTO on June 23, 2003.

This certificate was signed by Josh Snider, a patent attorney. Applicants also attached a postcard to Amendment A to be stamped as proof of receipt. A copy of the stamped post

card showing a date of receipt by the PTO of Amendment A on July 29, 2003 is attached as Exhibit 1.

On October 22, 2003, three months after the Amendment A, a status date came up in applicant's docketing system. Applicant's file indicates that Michael Bergnach, a patent agent, spoke with Examiner Shingleton and "Winnette" in Customer Service on October 22 and 23, 2003. He was informed that the amendment had been received by the PTO but had not been scanned. Mr. Bergnach then docketed another status date three months later. A copy of Mr. Bergnach's notes is attached as Exhibit 2.

On January 20, 2004, a law clerk, John Pionke, called to inquire as to the status of this application. He too was told that the amendment had been received by the PTO, but had not been scanned. He spoke with Examiner Shingleton who suggested submitting an official status request. A copy of Mr. Pionke's notes is attached as Exhibit 3.


Pursuant to Examiner Shingleton's suggestion, a formal status request was submitted on January 2004. This request was submitted by Brian Slosson, a patent agent. A copy of the official status request is attached as Exhibit 4.

On June 29, 2004, Examiner Shingleton advised Christopher McGeehan, a patent attorney, that the Office was unable to locate Amendment A and that applicant should submit a replacement copy of Amendment A.

For the foregoing reasons, applicant requests immediate entry of Amendment  
*A, nunc pro tunc*, as of July 23, 2003.

Respectfully submitted,

GREER, BURNS & CRAIN, LTD.

By   
Patrick G. Burns  
Registration No. 29,367

300 South Wacker Drive  
Suite 2500  
Chicago, Illinois 60606  
Telephone: 312.360.0080  
Facsimile: 312.360.9315  
P:\DOCS\1503\66084\597134.DOC

1503.66084

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re U.S. Application of: )

Applicant: Takeo Oita )

Serial No.: 10/041,011 )

Conf. No.: 2591 )

Filed: January 7, 2002 )

For: SYNCHRONOUS SIGNAL )  
GENERATOR USING A CRYSTAL )  
OSCILLATOR AND FILTER )  
(as amended) )

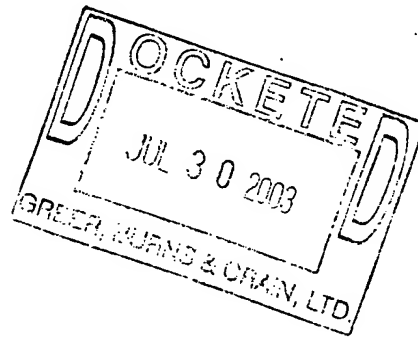
Art Unit: 2817 )

Examiner: Shingleton, M. )

I hereby certify that this paper is being deposited with the  
United States Postal Service as FIRST-CLASS mail in an  
envelope addressed to: Commissioner for Patents, P.O.  
Box 1450, Alexandria, VA 22313-1450, on this date.

July 23, 2003  
Date

Attorney for Applicant(s)  
Registration No. 47,954



AMENDMENT A

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In response to the Office Action mailed April 23, 2003, please amend the  
above-identified Application as follows:

IN THE TITLE:

Please replace the Title of the Invention with the following new Title:

--SYNCHRONOUS SIGNAL GENERATOR USING A CRYSTAL  
OSCILLATOR AND FILTER --